

ETSC CERTIFICATION SUBCOMMITTEE

Comfort Inn, Hart, Michigan

August 4, 2005

Meeting Minutes

PRESENT: John Bawol, Harriet Miller Brown, William Charon, James Fyvie, Dale Gribler, Leonard Norman, Christina Russell, Scott Temple

ABSENT: Suzan Hensel, Dan Loftus, Jim Loeper, Charles Nystrom

Chair Charon called the meeting to order at 4:05 p.m. Roll call was taken and a quorum was present.

I. Approval of Minutes

Mr. Bawol made a **MOTION** to approve the minutes of June 21, 2005. Mr. Norman supported. The **MOTION** carries.

II. Old Business

A. Updates:

Kent County – Letters regarding the upcoming compliance review went to Wyoming Police Department, Michigan State Police - Rockford Post, Grandville Police Department, Grand Rapids Police Department, Kent County Sheriff Dept, and Walker Police Department. Copies of the letters were also mailed to the Chiefs of the Police Departments and Chair of Kent County Board of Commissioners. Each letter was slightly different as different information was requested from each PSAP. The information is due back into the State 9-1-1 Administrator's office by August 31, 2005.

Leelanau County – The Compliance Review team met for two days in July for the on-site review. They found no mishandling of money however it was discovered that Leelanau County was paying for items from their general account. The county has adjusted its accounting procedures to assure that items are paid for from specific accounts in the future.

Isabella County – The information from Isabella County was forwarded to the members of this compliance team. Items seem to be in good order and funds are all accountable so this should be a one-day on-site review. They will schedule the review for sometime in September.

B. Addressing/Signage

Ms. Miller-Brown recently communicated via e-mail with F/Lt. John Loyd from Calumet. They discussed the recent policy approved by the ETSC regarding the use of wireless funds for addressing projects. The Certification Subcommittee made a recommendation to the ETSC that if counties have spent wireless funds on addressing signage in the past, they are not to spend any more wireless funds on addressing signage in the future. Because the Certification Subcommittee was clear on its earlier position at the past meetings when it was raised, there was no need to bring it to the Certification Subcommittee again. She expects that F/Lt. Loyd or another member of Baraga County will appeal the policy set forth by the ETSC as a result of this recommendation.

III. New Business

A. Certification of Counties for Quarterly Disbursement

1. Discussion of counties for distribution – late requests for Phase II. Ms. Miller-Brown spoke with Lt. Douglas Westrick from Cass County. He explained the reason he placed July dates for Phase II requests on Cass County certification forms is he wanted to give himself some extra time for deployment. Ms. Miller-Brown reminded him the Phase II request needed to be submitted by June 30, 2005 or the county is in jeopardy of restriction of its wireless funds. Lt. Westrick sent an explanation and copies of all letters of request of the wireless providers in his county to the State 9-1-1 Administrators Office for her review. Per Lt. Westrick, the requests were submitted prior to July 1st.

The committee then reviewed Gratiot, Ogemaw and the Detroit Service District Certification forms. Ms. Miller-Brown discussed recent conversations she has had with each one of these counties regarding the Phase II deadlines and that some of the wireless funding could be restricted as a result of not submitting their Phase II requests with the wireless providers prior to July 1st.

The members discussed the statute and the monies dispersed based on the different stages of being Phase II compliant. Once the counties have missed the June 30, 2005 deadline, counties shall only use disbursements for purposes of becoming compliant. The members discussed whether the ETSC or Certification Subcommittee is authorized to hold monies, or pay to counties with restrictions.

Discussion about the ETSC sending a letter to county/service district indicating any monies received during a certain period cannot be spent on anything else but becoming compliant. Records of spending verification would be needed. If no records are kept and money is spent on something else, the Attorney General's office would be alerted so they can research and act accordingly.

The consensus of subcommittee is Cass County is considered compliant with the June 30, 2005 Phase II request deadline based on information received. The subcommittee also agreed that the two counties and one service district are not compliant with the June 30, 2005 deadline. This subcommittee will recommend certifying Gratiot, Ogemaw and Detroit Service District with restrictions placed on expenditure of those funds.

Mr. Bawol made a **MOTION** to certify all counties with the following exceptions: Gratiot, Ogemaw Detroit Service District are certified with restrictive notice of limitations imposed by statute MCL 484.1408 (9). Supported by Mr. Fyvie, the **MOTION** carries.

There was some discussion regarding how long the restrictive status will last – whether it is ongoing or lifted upon compliance. Perhaps the subcommittee could get an opinion/definition from the Attorney General's office.

Ms. Miller-Brown will draft a letter to be sent to the three counties/service district from the ETSC indicating they are restricted and when they become compliant they must certify with a letter to the ETSC. These counties/service district will then be considered at December ETSC for certification without restrictions.

B. Metro/Cingular Issue

Since A T & T and Cingular recently merged, they still have two networks that are being combined. They also have Phase II requests from the Metro area for those counties (Macomb, Oakland & Wayne) to become compliant by the December 31, 2005 deadline. The company(s) would like to deploy, however, compliance officers at Cingular indicate this will be a huge effort to combine both networks in this time frame. A portion of the A T & T network would be brought up then dismantled a few months afterward because of network combining. Cingular would like to work out a negotiated schedule in relation to the FCC mandate. However, the Metro area counties have requested that the ETSC provide written assurance that the wireless funding not be jeopardized as a result of the delayed deployment.

There was discussion as to the appropriate means to bring this to ETSC. Time is an element in the grant of the extension as the September 19th ETSC will occur at a time too late in the schedule for Cingular to meet its requirement for deployment. The Chair will call a special meeting as this is a matter of policy interpretation and not for the Executive Committee.

Mr. Fyvie made a **MOTION** that the agreement negotiated between Cingular and the Counties involved (Metro area) would not have an adverse effect upon the certification of counties for wireless funds. Supported by Ms. Russell.

Yes – For	No – against	Abstain
Fyvie	Gribler	Temple
Bawol		
Russell		
Norman		
Charon		

Following a roll call vote, the **MOTION** carries.

The State 9-1-1 Administrator's office will send an email to ETSC members asking for availability on Tuesday August 16, 2005. Teleconferencing will be offered for those members who are not able to come to Lansing.

IV. - Call to the Public – None

V. - Next Meeting - A meeting was not planned at this time

Mr. Fyvie made a **MOTION** to adjourn the meeting. Mr. Temple supported, the **MOTION** carries. The meeting was adjourned at 6:45 p.m.